

ORDINANCE NO. 95-227

AN ORDINANCE AUTHORIZING THE CITY OF CLINTON TO REMIT ONE-HALF OF BOND FORFEITURE FUNDS COLLECTED IN CLINTON MUNICIPAL COURT FOR DEPOSIT IN THE VAN BUREN COUNTY JAIL REVENUE BOND FUND.

WHEREAS, Van Buren County has commenced collecting monies and taken preliminary measures for the issuance of revenue bonds all for the purpose of constructing and maintaining a new facility to function primarily as a jail with administrative offices for Van Buren County; and

WHEREAS, the City of Clinton would benefit from such a jail facility where City prisoners could be held and dispatched and other police services could be provided; and

WHEREAS, a critical need exists to collect funds for the purpose of satisfying expenses related to the construction and maintenance of said jail facility; and

WHEREAS, Arkansas law authorizes the City to collect without court costs all bonds forfeited as a result of citations, violations, or misdemeanors charged in Clinton Municipal Court;

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CLINTON, ARKANSAS:

1. The City Clerk of the City of Clinton is authorized and directed to transfer one-half of all bonds posted and forfeited in Clinton Municipal Court as a result of arrests and tickets in the City of Clinton to the Van Buren County Treasurer for deposit in the Van Buren County Jail Revenue Bond Fund maintained in a bank

selected by the City and County Jail Board. The City Clerk may request the Municipal Court Clerk to remit said funds directly to the County Treasurer on behalf of the City. The remaining one-half portions of said funds shall be retained by the City of Clinton.

2. The remittance of one-half of the forfeited bonds shall continue to be deposited in said Van Buren County Jail Revenue Bond Fund so long as principal, premiums, interest, or fees are obligated to be paid regarding the issuance of revenue bonds for jail purposes. The funds remitted to said revenue bond fund as described herein are subject to the provisions of A.C.A. §12-41-715 as amended and may not be used for any other purpose by Van Buren County.

3. The City reserves the right to review records and reports regarding the use and operation of the Van Buren County Jail Revenue Bond Fund or any subsequent accounts for the purposes described hereinabove known by any name, and further, may amend, repeal or modify this Ordinance as circumstances warrant including, but not limited to, the creation of additional municipal court systems in Van Buren County and the availability of other jail facilities or arrangements, and the needs and obligations of the City budget.

EMERGENCY CLAUSE. Since the jail board for the City of Clinton and Van Buren County have been in the process of issuing jail revenue bonds, have passed a bond ordinance and retained counsel; since funds are needed to provide revenue for said bonds; and since there is a critical need for a new jail facility in the County that can house female prisoners and juvenile prisoners as

well as male prisoners; all of which is necessary for the health, welfare, safety and protection of the citizens of Clinton; an emergency is herewith declared and this Ordinance shall be effective immediately from and after its passage.

PASSED this 8th day of June, 1995.


MAYOR

ATTEST:


CITY CLERK/RECORDER